

FILED

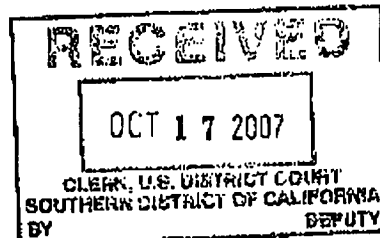
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CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

RY: *SA*

DEPUTY



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

07 CV 2015

DMS WMC

SHELTER ISLAND YACHTWAYS, LTD., a  
California Limited Partnership dba SHELTER  
ISLAND BOATYARD,

Plaintiff,

v.

M/Y SUNDANCE, Official No. 521498, A  
HATTARAS MOTORYACHT OF  
APPROXIMATELY 33 FEET IN LENGTH  
AND 12 FEET IN BEAM, AND ALL OF HER  
ENGINES, TACKLE, ACCESSORIES,  
EQUIPMENT, FURNISHINGS AND  
APPURTENANCES, *in rem*,

Defendant.

Case No.

IN ADMIRALTY

[PROPOSED] ORDER  
AUTHORIZING ARREST OF  
DEFENDANT VESSEL PURSUANT  
TO SUPPLEMENTAL ADMIRALTY  
RULE C

F.R.C.P. Supplemental Admiralty  
Rules C and E.

46 U.S.C. Sections 30101-31343

The Court, having reviewed the Verified Complaint of the Plaintiff and the  
Declaration of Philip E. Weiss, an attorney acting on its behalf, and upon application of  
Plaintiff for an Order Authorizing a Warrant of Arrest, finds that the conditions for an action  
*in rem* appear to exist, and it is therefore

ORDERED that the immediate issuance of a warrant for the arrest of the  
DEFENDANT VESSEL M/Y SUNDANCE, Official No. 521498, a Hattaras Motoryacht of  
approximately 33 Feet in Length and 12 Feet in Beam, AND ALL OF HER ENGINES,

///

[PROPOSED] ORDER AUTHORIZING ARREST OF DEFENDANT  
VESSEL PURSUANT TO SUPPLEMENTAL ADMIRALTY RULE C

Case No. 07cv2015

1 TACKLE, ACCESSORIES, EQUIPMENT, FURNISHINGS AND APPURTENANCES (the  
2 "DEFENDANT VESSEL") is authorized, and it is further

3 ORDERED that the Clerk of the District Court shall immediately prepare a  
4 Warrant for the Arrest of the DEFENDANT VESSEL and shall deliver it to the United States  
5 Marshal for the Southern District of California for service; and it is further

6 ORDERED that any person claiming an interest in the Defendant Vessel shall  
7 be entitled upon request to a prompt hearing at which the Plaintiff shall be required to show  
8 why the arrest should not be vacated or other relief granted consistent with the Supplemental  
9 Rules for Certain Admiralty and Maritime Claims, and it is further

10 ORDERED that a copy of this Order be attached to and served with the said  
11 Warrant For Arrest In Action In Rem.

12 Dated: ~~October~~ <sup>11-2</sup> \_\_, 2007

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14   
15 JUDGE OF THE UNITED STATES DISTRICT COURT

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17  
18 Respectfully submitted on October 17, 2007 by:

19 WEISS & JONES

20  
21 By 

22 Philip E. Weiss  
23 Attorneys for Plaintiff  
24 SHELTER ISLAND YACHTWAYS, LTD,  
25 a California Limited Partnership,  
26 dba SHELTER ISLAND BOATYARD  
27  
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